

In Re Member of Bar,
Del. Supr., 257 A.2d 382 (1969)

Disciplinary Rules: Supreme Court Rule 66

Nature of Case:

The Respondent, in order to test the constitutionality of Rule 32A (now Supreme Court Rule 66), refused to make payments to the Client's Security Trust Fund. The Trustees of said Fund, in turn, reported Respondent's refusal to pay to the Censor Committee.

The Censor Committee filed its Final Report with the Supreme Court, which upheld the validity of Rule 32A and recommended that appropriate disciplinary action be taken against the Respondent.

Action Taken by the Court:

The Court held that the promulgation of Rule 32A (now Supreme Court Rule 66) was a valid exercise of the Court's inherent power to maintain the standards required of the Bar, and to uphold its reputation by the imposition of collective responsibility for the conduct of its members.

The Court ordered that the Respondent pay all arrearages in his assessments to the Trustees of the Client's Security Trust Fund. The Court took no other disciplinary action against the Respondent.